

CONTROL OF ARMY TOPIC OF DISPUTE

Who Has Power, President or Congress? Asks Secretary Garrison.

OBJECTS TO LEGISLATION HAMPERING EXECUTIVE

"Extraordinary Contention," Say Senator Chamberlain and Representative Hay in Joint Reply.

"Who controls the army, the President or Congress? This is the question now up to Senator Chamberlain and Representative Hay, chairman of the Senate and House military affairs committees in an unusually spicy bit of correspondence passing between these two and Secretary Garrison of the War department. The Secretary declares that "conceding that Congress has full power to order the movements of every man in the army at its will, I feel that no worse thing could happen than for Congress to attempt to exercise that power. He also takes the ground that the executive should not be hampered in its control of the army by legislation, to which Senator Chamberlain and Representative Hay have replied in a joint letter that the Secretary has put forward 'an extraordinary contention.'"

The correspondence passed between the Capitol and the War Department in the closing days of Congress and is based on the several new legislative features in the army appropriation bill requiring the army administration to do a great many things regardless of what the commanding officers may think about it. Reviewing these legislative provisions, Secretary Garrison said in part:

Garrison Voices Objections.

"What I desire to object to, and to express as strongly as I am capable of doing, the reasons in favor of my objection, is the attempt on the part of Congress from time to time in legislation similar to this to actually take into its own hands the direction and command of the officers and men of the army. Many of the matters which are thus legislated upon may be entirely in keeping with proper administration; many of the matters which are thus enjoined upon the executive to be done should probably be done by him; but still, it seems to me, is wide of the mark and does not lend any strength whatever to the suggestion that it is proper for Congress to thus direct and command the force. The executive, it seems to me, under our system of government, should be left free in his sphere to do the executive and administrative duties necessary to the good management thereof, just as the Congress must be left absolutely free within its sphere.

"Without going into details, as I have said that I do not care to do, I desire for the purpose of clarity to suggest that where the purpose of such legislation is to amplify the power of the executive or to remove restrictions now existing upon him with respect to personnel, the legislation would become unobjectionable if the language used leaves it to the discretion of the executive. Several of the provisions that I have alluded to seem to me to raise the question as to whether they are not mandatory instead of being permissive."

Congressmen in Joint Reply.

Senator Chamberlain and Representative Hay in a joint reply, dated March 2, said in part:

"We observe that in discussing the general subject of army legislation and after referring to certain specific items of such legislation in the pending army appropriation bill you object very strongly to what you have seen fit to stigmatize as 'the attempts on the part of Congress from time to time in legislation similar to this to actually take into its own hands the direction and command of the army.' Our remarks to you clearly show that your contention is in effect that certain accomplished or proposed legislative measures which do not meet your approval are attempts by Congress to usurp some part of the power vested in the executive to command the army.

"If the power of the executive to command the army embraces the power to do whatever the executive may feel disposed to do to or with the army, this extraordinary contention of yours may be correct; otherwise it is baseless. We think that on more mature reflection you will be disposed to admit that the power of military command vested in the executive is limited by and must be executed in accordance with such rules as may be prescribed by Congress in the exercise of the power vested in it by the Constitution, also that the general legislation of which you speak in the present bill is and has been merely the prescription by Congress of certain general rules under which command of the army might be exercised, but which rules of themselves have nothing whatever to do with the nature of such command.

"We also note in your letter certain comments that seem to us to indicate that you view the present vote of the House as an attempt by Congress to regulate the personal movements of individual officers and enlisted men. To this we have only to say that we know of nothing to justify any such assertion or intimation.

"With regard to the particular items of legislation, referred to in your letter and embodied in the pending army appropriation bill, we observe that two are criticized by you as raising the question of whether they are not mandatory instead of permissive.

"It is our opinion, as lawyers and as chairmen of our respective committees, that the two provisions in question are purely permissive, and that the executive would be entirely at liberty to disregard either or both of them if so disposed to do. However, if there should be doubt in your mind as to the provisions being permissive we feel assured that you would have no difficulty in resolving that doubt in favor of the permissive view."

EAGLES TO MEET.

Arrangements Being Made for 14th Anniversary at Home.

Elaborate arrangements are being made for the 14th anniversary of the fraternal order of Eagles, to be celebrated Wednesday night at the Eagles Home, 6th and E streets northwest. Large delegations of Eagles from Alexandria and other nearby places are expected to attend the celebration. Worthy President Luther B. Hayes and Vice President Richard Evans, chairman of the anniversary committee, are hard at work making arrangements for the evening. One of the principal speakers at the anniversary is to be "Grandpa" Williams, one of the oldest members of the order. At a meeting of Washington Aerie, No. 125, held Thursday night, Worthy Captain Weir received a vote of thanks for having donated the use of his automobile for the use of the committee charged with the duty of visiting sick members. Inside Guard George Gayer, chairman of the transportation committee, reported that the anniversary is to be held in Spokane, Wash., reports that he expects a large delegation from this city to attend.

DISTRICT MIEN SHIFTED IN CONSULAR CHANGES

Robert B. Mosher, D. I. Murphy, Albert Halstead and N. T. Johnson Transferred.

Four residents of the District of Columbia are affected by consular transfers announced late yesterday afternoon at the State Department. Robert Brent Mosher, lately consul at Plauen, Germany, who is at present in Washington, has been transferred to Victoria, B. C. Dominic I. Murphy is transferred from Amsterdam, Holland, to Sofia, Bulgaria. Albert Halstead, who has been serving as consul at Birmingham, England, has been given a similar post at Vienna, Austria, and Nelson T. Johnson, consul at Chungking, China, has been transferred to Chung-sha, China.

Calvin I. Hitch of Georgia, who has been with the State Department as assistant chief of the Latin American division, has been appointed consul at Nottingham, England.

Others Transferred.

Other transfers announced yesterday are: W. H. Robertson, Richmond, Va., from Manchester, England, to Buenos Aires.

John P. Bray, Grand Forks, N. D., from Sydney, Australia, to Singapore, Straits Settlements.

Joseph I. Brittain, East Palestine, Ohio, from Auckland, New Zealand, to Sydney, Australia.

Leo J. Keena, Detroit, Mich., from Buenos Aires to Valparaiso.

Frank Dillingham, Vermont, from Winnipeg, Manitoba, to Christiania, Norway.

Casper L. Dreier, Iowa, from Singapore, Straits Settlements, to Winnipeg, Manitoba.

Alfred A. Winslow, Hammond, Ind., from Valparaiso, to Auckland, New Zealand.

P. M. Griffin, Sabina, Ohio, from Pernambuco, Brazil, to Santiago, Cuba.

Samuel M. Taylor, Urbana, Ohio, from Nottingham to Birmingham, England.

A. T. Haebler, St. Louis, from St. Michaels, Azores, to Pernambuco, Brazil.

Michael J. Hendrick, Penn Yan, N. Y., from Christiania, Norway, to Plauen, Germany.

Walter H. Schulz, Oklahoma City, Okla., from Nantes, France, to St. Michaels, Azores.

Lawrence Carrigan, San Rafael, Cal., from Grenoble, France, to Nantes, France.

George C. Cole, Weston, W. Va., from Dawson, B. C., to Prince Rupert, B. C.

H. C. A. Damm, Sevanee, Tenn., from Stettin, Germany, to Aix-la-Chapelle, France.

Theodore Jaekel, New York city, from Stettin, Germany, to Stettin, Germany.

Carl R. Loop, New Ross, Ind., from London, to Hamilton, Bermuda.

Perry C. Hays, Mendon, Ohio, from Zanzibar to Mombasa, East Africa.

William J. Verby, Memphis, Tenn., from Sierra Leone, West Africa, to Dakar, West Africa.

Oscar S. Helzer, Kossuth, Iowa, from Constantinople to Trebizond, Turkey.

Maddin Summers, Nashville, Tenn., from Santos, Brazil, to San Paulo, Brazil.

Thomas W. Voetter, Salem, Ohio, from La Guaira, Venezuela, to Antofagasta, Chile.

Charles L. Latham, Greenville, N. C., from Punta Arenas, Chile, to Santos, Brazil.

Myri S. Myers, Pennsylvania, from Swatow, China, to Chungking.

Homor Brett, Meridian, Miss., from Tenerife, Canary Islands, to La Guaira, Venezuela.

David J. D. Myers, Lafayette, Ga., from Iquique, Chile, to Punta Arenas, Chile.

Laurel as State Flower.

The recent adoption of mountain laurel as the Pennsylvania state flower by the legislature of that state was announced during the evening.

The following formed the entertainment committee in charge of the program: J. S. Manning, chairman; Mrs. J. S. Manning, Thomas E. Manning, Christine A. Manning, David McChesney, Mrs. Joseph F. McDonald, Dr. Albert V. McGone, Miss Olive A. McGraw, Wilton C. McMurphy, Miss Ellen S. Meyers, Clarence A. Miller, Miss Catherine Muehlenberg, Charles E. Lancaster, Miss Emma M. Lederer, J. Hervey Lowe.

WILL REPLY TO MERCHANTS.

Post Office Department to Answer Appeal for Greater Facilities.

A reply from the Post Office Department to a letter from the committee of business men who are advocating the re-establishment of postal facilities in the Post Office Department building asking that a public hearing on the subject be held, probably will be sent in the next few days, according to statements made yesterday afternoon by Assistant Postmaster General Roper. Following the receipt of a letter from the department stating that it wished to make a more thorough investigation before giving a final answer on the request for the re-establishment of the postal facilities which the merchants desire, a letter was sent to Mr. Roper by the committee asking for a public hearing. This letter was sent about a week ago.

Mr. Roper explained yesterday that the reason the reply has been sent was the fact that Post Office Department officials had been kept extremely busy during the past week attending to postal matters which demanded their attention before the adjournment of Congress. Early this week he hopes to be able to make a reply to the letter of the merchants and other business men. Just what will be the nature of his reply he did not state.

Double Daily Service to Florida.

east coast points, Atlantic Coast Line, 2:30 a.m. and 8:30 p.m. from Washington, 1406 New York ave. n.w.—Advertisement.

Maj. Kutz to Speak.

Maj. C. W. Kutz, Engineer Commissioner of the District, is to speak at the March meeting of the Midway Citizens' Association, 1009 7th street northwest, tomorrow evening at 8 o'clock. The final report by the committee on streets and alleys, as to the paving and lighting of 7th street from New York avenue north, is to be another feature of the meeting. The work done to secure additional space for the farmers at K street market is to be reported upon by the committee on market.

RESCUERS ARE KISSED BY ENTOMBED MINERS

Forty-Seven Men Taken Alive From Layland Workings in West Virginia.

HINTON, W. Va., March 6.—Forty-seven miners were rescued alive today from the workings of the Layland

mines of the New River and Pocahontas Consolidated Coal Company, wrecked by an explosion Tuesday. As from a tomb, the men, who had been four days and four nights without food or drink, came again into the light of day, to be greeted by joyous relatives and friends.

Rescuers, headed by J. W. Paul of the bureau of mines, Earl Henry, chief of the state department of mines, and H. M. Bertelot, general manager of the company, entered mine No. 3, tearing a brattice work to let in fresh air, they found five men who seized and kissed them. The men—Sam Morici, Frank Roder, Peter Zanitsky, Jack Foreman and Geno Murrell—were

able to walk to the mine entrance unaided.

In Weakened Condition.

Continuing the search, the rescuers encountered another brattice about 600 yards beyond. Here, in entry No. 10, they found forty-two men alive. The miners were in such weakened condition that the rescuers had to carry them through the damp and gas to the entrance. As Sam Morici was the hero who compelled his little party to barricade themselves, so did Hugh McMillan and John Whalen practically force the larger party to build a rude barricade to shut out the noxious after-damp.

Realizing that their only hope for rescue was in keeping out the gas and

after-damp, McMillan and Whalen made their companions, mostly of foreign birth, collect planks for a barricade. Behind this barricade the forty-two waited in the darkness ninety-six hours until the rescuers came.

The rescued men suffered severely from lack of food and drink. Medical aid was given them promptly and they were taken to their homes. All, it is believed, will recover.

Total of Fifty-Three Saved.

Tonight fifty-three men, including those found today, had been rescued alive; eighty-five bodies had been recovered, and thirty or more were unaccounted for. All but eleven of the

dead have been brought out. Of the rescue parties worked feverishly following the rescue of the forty-seven, but found no more alive. They entertain little hope that the thirty or more yet missing are alive.

SENATOR THORNTON "CANED."

Louisiana Delegation in Congress Honors Retiring Colleague.

Senator John R. Thornton of Louisiana, whose term of office expired March 4, was yesterday presented with a beautiful gold and ivory headed snake-walk walking cane by his Louisiana colleagues. All the Louisiana delegates joined in making the gift. The

presentation was by Senator Ramsdell, Senator-elect Broussard, who succeeds Senator Thornton, and Representatives Watkins, Dupre, Estopinal and Aswell. Representatives Morgan, Lazaro and Elder did not attend in person, being out of the city.

Two Fires Do \$100 Damage.

About \$50 damage was done by fire yesterday afternoon in the furnace room of an apartment house at 1709 9th street northwest. The flames are said to have been caused by hot ashes being placed against a frame partition. An overheated furnace at the home of Betty Brown, 1512 9th street northwest, shortly before 5 o'clock yesterday afternoon, caused a fire which did about \$50 damage.

Giving the Public Better Furniture at Lower Prices Than Ever Before Is Bringing An Increasing Volume of Business that Necessitates

Immediate Expansion



Builders Are Already Working on Our New Seventh Street Entrance and Stocks Must Be Reduced Before the Work Reaches Present Show Rooms

Entire Stock Sacrificed

Tomorrow we begin another chapter in the history of the most remarkable furniture house in the National Capital—The National Furniture Company. It is a chapter of enlargement—E-X-P-A-N-S-I-O-N in order to meet the demands created by the quality of our furniture, the lowness of our prices and the unequalled liberality of our credit terms.

The reason why we can sell better furniture at lower prices and on more favorable terms is not hard to find. The NATIONAL Furniture Company is new in name only. Its membership is made up of men of vast experience in the furniture world, recognized judges of values, master-buyers and pioneers in matters of credit—men who have combined their profits and experience of years in order to give YOU the advantage of their knowledge in a money-saving way and a satisfying way in exchange for your patronage—names like PETTIT and KNOCK which mean much in furniture circles.

Already our furniture, our prices and our methods are crowned with success to an extent that anything less than immediate expansion would be as unfair to the general public as to ourselves. This expansion will include a fine entrance on that busiest of thoroughfares, Seventh street, in order that we may couple convenience to customers with the extra money-saving advantages of our inexpensive H street location, just outside the high-rent district.

NOT AN ARTICLE OF STOCK RESERVED—FIRST COME, FIRST SERVED. AN OPPORTUNITY LIKE THIS USUALLY COMES BUT ONCE A LIFETIME. MAKE THE MOST OF THESE BARGAINS WHILE YOU MAY.

Parlor and Library Sets

\$25.00 4-pc. Library Set, Early English Finish \$13.75

\$30.00 3-pc. Fumed Oak Set, loose cushions \$17.50

\$25.00 3-pc. Parlor Set, upholstered in velvet \$14.95

\$40.00 Plush Mhg. Frame Parlor set \$26.75

Davenports

\$25.00 G. O. Davenport \$14.75

\$35.00 Mah. Davenport \$21.75

\$10.00 Full Tufted Couch \$5.95

\$25.00 Chase Leather Couch, extra large size \$16.95

China Closets

\$60.00 value extra large beautiful China Closet \$37.50

\$40.00 value Fine Quartered Oak China Closet \$27.75

\$25.00 value Large Round End China Closet \$16.95

\$55.00 Solid Mahogany Colonial Design China Closet \$37.50

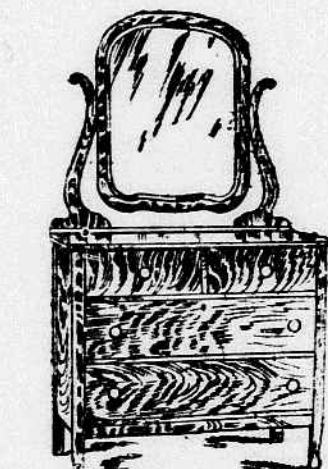
Specials

\$15.00 100-piece Dinner Set \$7.50

\$12.50 22-inch Gas Dome \$6.25

\$12.00 Double-door Oak Wardrobe \$6.95

\$22.00 Golden Oak Finish Chiffonobe \$14.50



This Beautiful \$22.00 Mhg. veneered Dresser, French Bevel Mirror \$14.75

\$15.00 G. O. Dresser, French Bevel Mirror \$9.75

\$35.00 G. O. Dresser, Colonial design; very large mirror \$21.75

\$12.50 G. O. Dresser, Beveled Plate Mirror \$7.95

\$6.00 Folding Go-Cart, with Hood \$3.00

\$22.00 Reed Go-Cart \$14.75

\$25.00 Full Roll Go-Cart \$16.75

\$10.00 Round Pedestal Extension Table \$5.95

\$16.00 Claw-foot Round Extension Table \$9.75

\$25.00 Plank Top Quartered Oak Extension Table \$14.95



This large \$22.00 Mhg. Veneered Chiffonier \$14.75

\$7.00 5-drawer Golden Oak Chiffonier \$3.50

\$12.50 Golden Oak Chiffonier, with Mirror \$7.95

\$25.00 G. O. Chiffonier; swell front, large Mirror \$16.75

\$10.00 Round Pedestal Extension Table \$5.95

\$16.00 Claw-foot Round Extension Table \$9.75

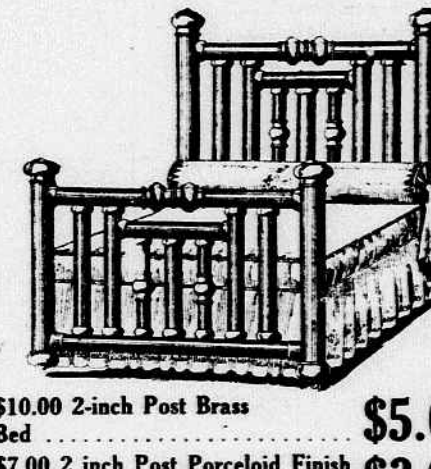
\$25.00 Plank Top Quartered Oak Extension Table \$14.95

\$22.00 Golden Oak Buffet \$12.75

\$30.00 Quartered Oak Buffet \$18.95

\$45.00 5-ft. Golden Oak Buffet \$27.50

\$75.00 Extra Large Quartered Oak Buffet \$42.50



\$10.00 2-inch Post Brass Bed \$5.00

\$7.00 2 inch Post Porcelain Finish Bed \$3.95

\$20.00 Continuous Post Brass Bed, ten fillers \$12.75

\$3.00 White Enamel Bed \$1.48

\$22.00 Golden Oak Buffet \$12.75

\$30.00 Quartered Oak Buffet \$18.95

\$45.00 5-ft. Golden Oak Buffet \$27.50

\$75.00 Extra Large Quartered Oak Buffet \$42.50

\$2.00 15-piece Aluminum Kitchen Set 79c

\$5.00 White Enamel Crib \$2.95

\$4.00 Sanitary Steel Crib \$1.98

\$12.00 Child's Ideal Crib \$6.95

\$20.00 Child's Brass Crib \$12.75

Rockers and Chairs

\$3.00 Oak or Mahogany finish Rocker \$1.50

\$16.00 Chase Leather Turkish Rocker \$8.00

\$4.50 Oak or Mahogany finish Rocker \$2.25

\$2.50 Diner, Golden Oak, chase leather seat \$1.25

\$3.50 Fumed Oak Imperial Leather Diner \$1.75

Parlor and Library Tables

\$1.00 Golden Oak Table 50c

\$2.00 G. O. or Mahogany 24-in. Table \$1.00

\$6.50 Fumed Oak Library Table, with Drawer \$3.25

\$15.00 Large Golden Oak Library Table \$7.50

Rugs

\$3.50 9x12 Heavy Matting Rug \$1.75

\$7.50 9x12 Wool Fiber Rug \$3.75

\$5.50 9x12 Jap Matting Rug \$2.75

\$16.50 9x12 Brussels Rug \$9.75

Cribs

\$5.00 White Enamel Crib \$2.95

\$4.00 Sanitary Steel Crib \$1.98

\$12.00 Child's Ideal Crib \$6.95

\$20.00 Child's Brass Crib \$12.75

"OUT OF THE HIGH-RENT DISTRICT."

National

FURNITURE COMPANY.

633-635 H St. N.W.—One Door From 7th St.